

1882-051 Chancery Causes: Adam W. Suttle vs. Patterson Gibson & Co  
Lee Co.

Smith

CA-Debt  
T-Property

-Deed

\$470.75 By the first day of January 1882  
we or either of us bind our selves to  
pay Adam W. Suttle forty dollars &  
seventy five cts. and we here by waive the  
benefit of ~~our~~ Homestead  
and personal property exemptions as to this  
debt This note is given for land deeded  
By Jane Cole to William Smyth and  
Patterson Gibson ~~for~~  
for value received of him witness ~~our~~ hands  
and seal this March the 9<sup>th</sup> 1881  
Witness  
H. C. Wilder

Patterson <sup>his</sup> Gibson (Seal)  
March

William A. Smyth (Seal)



Gibson &  
Smythe  
To note  
\$40.75  
due Jan'y 1882

"A"



To The Honorable, John A. Kelly  
Judge of the Circuit Court of Lee Co  
Your orator Adam W. Suttle, humbly  
complaining, respectfully represents  
that on the 9<sup>th</sup>. day of March 1881,  
Patterson Gibson and William A. Smith exe-  
cuted to your orator their joint and several  
writing obligatory, whereby they bound-  
themselves to pay to your orator by the  
first day of January 1882, the sum of  
\$40. 75: and as to the payment thereof they  
each waived the benefit of their Home-  
stead exemption. This bond is herewith  
filed marked "A" and is prayed to be  
considered herewith as a part hereof.

By an inspection of said bond it  
will be seen, upon its face, it  
states the consideration to be for the sale  
of a tract of land, to the said Gibson  
and Smith, by one Jane Cole, and which  
said lands are properly described in  
a deed of Jane Cole and her husband  
David M. Cole, of record in the  
Clerks office of said County. A copy  
of said deed is also herewith filed  
marked "B." and is prayed to be taken  
and considered as a part hereof. By  
an examination whereof it will



be seen, the said vendors retained a lien for the purchase money thereof of which said bond above mentioned is a part. By reason of which said reservation your orator is advised he has a lien thereon to the extent of his said debt. To enforce which said lien, and compel the payment thereof out of said land is the object of this bill.

The prayer of your orator therefore is that Patterson Gibson and William A. Smith be made parties defendant to this bill and answer it, allegations upon oath, and upon a hearing a decree be rendered in favor of your orator for the amount of his said debt, that his said lien be enforced against said land, and that the same or so much thereof as may be necessary be sold to pay the same - And for all other special and general relief &c May your honor issue &c.

A. L. Ordmore O.D.



IP  
Adam H. Little

vs <sup>3</sup> Bill Chy.

Patterson Gibson et al

1882 Feby 25<sup>th</sup> Bill Filed

" Mr. J. H. C. & C. A.

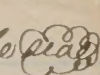
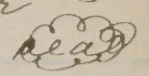
" Apr. Dismissed by Piff



This Deed made this the 1<sup>st</sup> day of January  
1881, by and between David M. Cole and  
Jane Cole his wife of the one part, and Wm  
A. Smith and Paterson Gibson of the other part all  
of Lee County State of Virginia, witnesses that for  
and in consideration of the sum of four hundred  
and twenty five Dollars, in hand paid, or secured to be  
paid, the receipt whereof is hereby acknowledged  
the said David M. Cole & Jane Cole his wife  
do grant, bargain, sell and convey unto the said  
Wm A. Smith & Paterson Gibson a certain tract or parcel  
of land, lying & being in the County aforesaid, on  
the North Side of Waller's Ridge and bounded as  
follows to wit. Beginning at a locust on  
the Roaring branch and running thence Southward  
to a leaning Chinguspia oak, and thence Southward  
to a stake between James Crabtree and the said Cole  
at the upper side of the knob field, and thence to a  
Chestnut oak at the north end of a ridge leading  
Southward to A. J. Wilson's line and with said  
Ridge to Wilson's line, & thence running with Wil-  
son's line to Loyd's & Wilson's corner, thence with  
Loyd's line to the bend of the Roaring Branch  
and thence down the Roaring Branch to the  
Beginning. It being the tract or parcel of land  
which the said Jane Cole purchased of Robert  
Cole & wife. To have and to hold the said tract  
or parcel of land, unto the said Wm A. Smith



and Paterson Gibson and their heirs forever  
And it is understood and agreed that the parties  
of the second part are to satisfy and discharge  
a certain deed of trust on said land by the  
time it is due, which deed of trust is in favor  
of Flannery & Sons, which Deed of Trust is to  
be satisfied by their first payment, They are  
also to satisfy and discharge another Deed of  
Trust on said land in favor of Robert Cole,  
which said Deed of Trust is to be paid in  
their last payments for said land, and the  
said David M. Cole and Jane his wife were  
and generally the land hereby conveyed,  
A vendors lien is retained upon said  
land for the purchase money, witness  
the following signatures and seals:

David M. <sup>his</sup> + Cole   
Jane <sup>her</sup> + Cole   
<sup>mark</sup>

Lee County to wit: -

I James M. Orr Clerk of Lee County  
Court Certify that D. M. Cole, whose name  
is signed to the foregoing deed bearing date  
on the 17<sup>th</sup> day of January 1881. from said  
D. M. Cole & Jane his wife, to William A. Smith  
and Paterson Gibson, this day personally  
appeared before me, and acknowledged  
the said writing, to be his act and  
deed, this January 17<sup>th</sup> 1881.



Virginia Lee County to wit: - we J. B.  
Pennington, H. M. Smith Justices of the  
peace in - for said County do cer-  
tify that Jane Cole wife of O. M. Cole  
whose name is signed to the writing above  
personally appeared before us in Our County  
on this the 8<sup>th</sup> day of March 1881, and being  
seperately and apart from from her  
husband examined, and the deed above  
bearing date January 17<sup>th</sup> 1881, being fully  
explained to her, she the said Jane Cole  
wife of O. M. Cole acknowledged the said writing  
to be her act and declared that she had willingly  
executed the same and does not wish  
to retract it. Given under our hands this  
the 8<sup>th</sup> day of March 1881.

H. M. Smith J. P. Read

John B. Pennington J. P. Read

Virginia, Lee County Court Clerk's Office, March  
12<sup>th</sup> 1881. The foregoing deed bearing date on the 17<sup>th</sup> day  
of Jan'y 1881 from O. M. Cole and Jane his wife  
to Wm A Smith and Paterson Gibson, was this day  
admitted to record, as to O. M. Cole upon the  
certificate of James W. Orr Clerk; and as to Jane  
Cole his wife upon the certificate of John B. Pennington  
and H. M. Smith Justices of the peace for Lee  
County Virginia. Teste J. W. Orr C. C.  
A Copy Teste.

J. A. Hyatt C. C.



Mr. A. Smith and  
Paterson Gibson  
Copy of  
From 3 Deed  
D. M. Calcutt

"B"

See to Co. 6 for copy - 75-C



Amount paid Pin & in to Suttle

& Receipt given March 21/882

Clerks fees -

Sheriffs

\$41.30

6.04

1.00

\$48.34



The Commonwealth of Virginia,

To the Sheriff of Lee County - - - Greeting :

We Command you to Summon

*Patterson Gibson and William A. Smith,*

To appear at the Clerk's office of the Circuit Court of Lee, at the Court-House, on the first Monday in

*March*

next, being rule day to answer a bill in Chancery, exhibited in our said Court against

*them*

by

*Adam W. Suttle.*

And have then there this writ. Witness JOHN A. G. HYATT Clerk of our said court at the Court-House

this *25<sup>th</sup>* day of *February* 1882; in the *106* year of the Commonwealth.

*J. A. G. Hyatt* CLERK.



1P

Adam. W. Suttle  
vs. Spain & Co  
Patterson Gibson et al

So March Rules 1882

Executed by deliv-  
ering a copy of  
to the within parties  
March 24/82 F. Mills  
D.S. for T. S. & Co